

1                                   **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

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3                                   **RESOLUTION NO. 2010 -**

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5           **A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA**  
6           **WATER MANAGEMENT DISTRICT ADVISING THE DEPARTMENT OF**  
7           **ENVIRONMENTAL PROTECTION OF THE BUDGET NEEDS OF THE**  
8           **COMPREHENSIVE EVERGLADES RESTORATION PLAN AND THE NORTHERN**  
9           **EVERGLADES ESTUARIES PROTECTION PROGRAM FOR FISCAL YEAR 2009-**  
10          **2010 UTILIZING FUNDS FROM THE SAVE OUR EVERGLADES TRUST FUND;**  
11          **AND AUTHORIZING THE EXECUTIVE DIRECTOR OR HER DESIGNEE TO**  
12          **REQUEST REIMBURSEMENT BASED ON ACTUAL EXPENDITURES THROUGH**  
13          **SEPTEMBER 30, 2010; PROVIDING AN EFFECTIVE DATE.**  
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15           **WHEREAS**, there is created within the Department of Environmental Protection (hereinafter,  
16 the "Department") the Save Our Everglades Trust Fund. Funds in the trust fund shall be expended to  
17 implement the comprehensive plan defined in s. 373.470(2)(b), Florida Statutes; the Lake  
18 Okeechobee Watershed Protection Plan defined in s. 373.4595(2) Florida Statutes; the  
19 Caloosahatchee River Watershed Protection Plan defined in s. 373.4595(2), Florida Statutes; the St.  
20 Lucie River Watershed Protection Plan defined in s. 373.4595(2), Florida Statutes; and the Florida  
21 Keys Area of Critical State Concern protection program under ss. 380.05 and 380.0552, Florida  
22 Statutes, to restore and conserve natural systems through the implementation of water management  
23 projects, including wastewater management projects identified in the "Keys Wastewater Plan" dated  
24 November 2007 and submitted to the Florida House of Representatives on December 4, 2007; and  
25 to pay debt service for Everglades restoration bonds issued pursuant to s. 215.619, Florida Statutes.  
26 The trust fund shall serve as the repository for state, local, and federal project contributions in  
27 accordance with s. 373.470(4) Florida Statutes, and  
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29           **WHEREAS**, the South Florida Water Management District (hereinafter, the "District") has an  
30 active program under way to use Save Our Everglades Trust Funds under s. 373.472, Florida  
31 Statutes; and  
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33           **WHEREAS**, distributions from the Save our Everglades Trust fund shall be made in  
34 accordance with s. 373.470 (6), Florida Statutes, and s. 373.026(8)(b) and (c) Florida Statutes.  
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36           **NOW THEREFORE, BE IT RESOLVED** by the Governing Board of the South Florida Water  
37 Management District that:

**Section 1.** It does hereby advise the Secretary of the Department of its intent to utilize up to \$45,600,000 of funds from the Save Our Everglades Trust Fund. The expenditures are as described in Exhibit "A," which is attached hereto and made a part hereof.

**Section 2.** The Executive Director of the South Florida Water Management District, or her designee, is hereby authorized to request reimbursement of the funds based on actual expenditures incurred through September 30, 2010. The request to the Department will be in invoice format for the actual expenditures incurred by the South Florida Water Management District.

**Section 3.** The funds requested shall be used for purposes consistent with the provisions of s. 373.470 (2) (b) and s. 373.4595 Florida Statutes, or for legislatively authorized land acquisition and water restoration initiatives.

**Section 4.** The funds requested shall be used for purposes consistent with the provisions of s. 373.470 (6), Florida Statutes, and s. 373.026(8)(b) and (c) Florida Statutes

**Section 5.** The designated management agencies for these activities are:

- a) South Florida Water Management District
- b) Florida Fish and Wildlife Conservation Commission
- c) Department of Environmental Protection
- d) United States Fish and Wildlife Services

**Section 6.** This resolution shall take effect immediately upon adoption.

**PASSED and APPROVED,** this                      day of April, 2010.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT,  
BY ITS GOVERNING BOARD

By: \_\_\_\_\_  
Chair Person

ATTEST:

By \_\_\_\_\_

District Clerk/Secretary

Approved as to form:

By: \_\_\_\_\_

Office of Counsel